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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OCT 30 2007

Applicant: Ernest C. Chen

Examiner:

Emmanuel Bayard

Serial No.: ~~10/693,185~~ 10/693,135

Group Art Unit: 2611

Filed: October 24, 2003

Docket: PD-201062

Title: LAYERED MODULATION FOR TERRESTRIAL ATSC APPLICATIONS

OFFICE OF PETITIONS

## CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being filed via facsimile transmission (571) 273-0025 with U.S. Patent and Trademark Office on October 30, 2007.

By:

Name: Janet Shibata

PETITION FOR WITHDRAWAL FROM ISSUE UNDER 37 CFR 1.313(c)(2)

## MAIL STOP PETITION

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

Applicant submits this Petition to request that the above-identified patent application be withdrawn from issue pursuant to MPEP § 1308 and 37 C.F.R. 1.313(c)(2) so that a request for continued examination (RCE) can be considered.

The Applicant requests withdrawal from issue so that the Application can be amended to cross-reference related applications that were filed after the instant application. The Applicant inadvertently failed to amend the instant application to cross-references such later-filed applications. Amendment of the application to recite these cross-references is solicited to provide the Examiner the opportunity to review the related applications before this application passes to issue.

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Serial No. 10/693,135

Please charge the petition fee of \$130 to the Deposit Account No. 50-0383 of THE DIRECTV GROUP, INC. This correspondence is being submitted in duplicate.

Should the Office determine that greater or lesser fees are required, the Office is authorized to charge any such fee or to credit such overpayment to Deposit Account No. 50-0383 of THE DIRECTV GROUP, INC., the assignee of the present invention.

Respectfully submitted,

Date: October 30, 2007

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